

RECEIVED

MAUI COUNTY BOARD OF ETHICS

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November 9, 2016
12:30 p.m.

OFFICE OF THE
COUNTY CLERK

Planning Conference Room
KALANA PAKUI BUILDING
WAILUKU, MAUI, HAWAII

AGENDA

BOARD MEMBERS

Randol Leach, Chair
Norman Franco, Vice Chair
Sara Gadarian, Secretary
Abel Kahooohanohano, Jr.
Herman Nascimento
Matthew Macario
Noreen "Dee Dee" Yabuta
Rachel Phillips
David Courson

AGENDA ITEMS ARE SUBJECT TO CANCELLATION. For a confirmation of the meeting date and time, and for scheduling of agenda items, please contact the Board Secretary, (Angela Andrade), at: Department of the Corporation Counsel, 200 S. High Street, 3rd Floor, Wailuku, Hawaii 96793, 808-270-7742, 1-800-272-0117 (toll-free from Molokai and Lanai), 808-270-7152 (fax).

ORAL OR WRITTEN TESTIMONY on any agenda item will be accepted prior to the discussion of each agenda item. If written testimony is submitted at the meeting, 12 copies are requested. If written testimony is e-mailed or faxed, please submit at least 24 hours before the meeting so that copies can be provided to Board members in a timely manner.

INDIVIDUALS WHO INTEND TO ATTEND THE MEETING AND WHO HAVE DISABILITIES REQUIRING SPECIAL ASSISTANCE should call the Department of the Corporation Counsel at least three days in advance.

A. REGULAR SESSION

1. Call to Order
2. Review and Approval of October 12, 2016 Minutes
3. Public Testimony
4. Old Business
 - a. Financial Disclosures:
NONE
 - b. Communication Items:
NONE

- c. Continued discussion regarding changing the current Financial Disclosure Statement form.

5. New Business

- a. Financial Disclosures:
COUCH, DONALD
- b. Communication Items:
Email from Clif Hasegawa dated October 19, 2016.
- c. Lobbyist Registration:
NONE

6. Announcements

- a. NONE

7. Schedule Next Meeting Date and Discuss Next Meeting Business

December 14, 2016
12:30 p.m.
Planning Conference Room

NOTE: END OF REGULAR SESSION AGENDA

B. EXECUTIVE SESSION

With reference to the agenda items listed below, one or more executive meetings are anticipated. In particular, the Board of Ethics anticipates it will consider the evaluation, dismissal or disciplining of an officer or employee of the County of Maui, where considerations of matters affecting privacy will be involved. The Board may also consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities and liabilities. Therefore, pursuant to Hawaii Revised Statutes ("HRS") Sections 92-4, 5(a)(2) and (4), items marked with an asterisk may be considered in Executive Session. The Board may also convene in Adjudicatory Session pursuant to HRS Section 92-6. There may also be unanticipated executive sessions if a matter arises on which the Board wishes to consult with its attorney pursuant to the Sunshine Law. HRS Sections 92-4,-5(a)(4).

1. Call to Order
2. Review and Approval of October 12, 2016 Minutes
3. Old Business
 - a. Financial Disclosures:
CARNICELLI, LAWRENCE
 - b. Communication Items:
NONE
4. New Business
 - a. Financial Disclosures:
CANTO, DOREEN
PATNODE, ROBERTA
 - b. Communication Items:
NONE
 - c. Initial review of Complaint #16-10 against a County official, alleging violation of the Maui County Code of Ethics.
 - d. Request for an Advisory Opinion from a Council Member regarding the Board of Ethics' authority to initiate impeachment actions for violations of Section 3-8.2 of the Revised Charter of the County of Maui (1983), as amended. #16A-03
 - e. Request for an Advisory Opinion from the Director of Planning regarding the participation of a member of the Cultural Resource Commission on the level of participation said member can have when discussing and

voting on certain matters presented to the Cultural Resource Commission. #16A-04

- f. Request for an Advisory Opinion from a member of the Maui Planning Commission regarding his recent hire by the Realtors Association of Maui. #16A-05

5. Announcements

NONE

NEXT REGULAR MEETING

December 14, 2016
12:30 p.m.
Planning Conference room

AGENDA SENT TO THE FOLLOWING VIA EMAIL:

Senator Les Ihara, Jr. @ senihara@capitol.hawaii.gov
Leissan Sadykova @ LeissanSadykova@gmail.com